IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 13TH SEPTEMBER 2007 / 22ND BHADRA 1929

WP(C).No. 25981 of 2007(R)

PETITIONER:

M/S. SASTHA ENTERPRISES,
P.B. NO.46, BEACH ROAD, THAMARAKKULAM, KOLLAM.

BY ADV. SRI.SERGI JOSEPH THOMAS

RESPONDENTS:
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1. THE COMMERCIAL TAX INSPECTOR,
COMMERCIAL TAX CHECK POST, WALAYAR.

2. ASSISTANT COMMISSIONER (ASSMENT),
COMMERCIAL TAXES, SPECIAL CIRCLE, KOLLAM.

BY G.P. SRI. SREEKRISHNA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/09/2007, ALONG WITH WPC 26068 OF 2007 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 25981 & 26068 OF 2007

Dated this the 24th day of August, 2007

O R D E R

Since the allegation is only undervaluation which is denied by the petitioners and since petitioners have no objection in Govt. taking over the goods at 10% above the declared price, there will be direction to the first respondent to contact Commissioner of Commercial Taxes, get instruction and arrange for purchase of goods if possible by Civil Supplies Corporation or any other agency to be decided by the Commissioner. If the Government decides to purchase the goods at 10% above the declared price, the same should be done within two weeks from now. However, there will be direction to first respondent to release the vehicles after unloading and keeping the goods in safe custody.

Hand over the order to counsel for the petitioners today itself.

(C.N.RAMACHANDRAN NAIR)
Judge